



1 SHEPPARD, MULLIN, RICHTER &  
2 HAMPTON LLP  
3 A Limited Liability Partnership  
4 Including Professional Corporations  
5 MICHAEL H. AHRENS,  
6 Cal. Bar No. 44766  
7 STEVEN B. SACKS,  
8 Cal. Bar No. 98875  
9 JEFFREY K. REHFELD,  
10 Cal. Bar No. 188128  
11 Four Embarcadero Center, 17th Floor  
12 San Francisco, California 94111-4106  
13 Telephone: 415-434-9100  
14 Facsimile: 415-434-3947  
15  
16 Attorneys for The Billing Resource, dba  
17 Integretel

IT IS SO ORDERED.  
Signed November 07, 2007

*Arthur S. Weissbrodt*  
Arthur S. Weissbrodt  
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
[SAN JOSE DIVISION]

12 In re  
13 THE BILLING RESOURCE, dba  
14 INTEGRETEL, a California corporation,  
15  
16 Debtor.

Case No. 07-52890

Chapter 11

17 THE BILLING RESOURCE, dba  
18 INTEGRETEL, a California corporation,  
19 Plaintiff,  
20  
21 v.  
22 FEDERAL TRADE COMMISSION, and  
23 DAVID R. CHASE, not individually, but  
24 solely in his capacity as receiver for  
25 Nationwide Connections, Inc., Access One  
26 Communications, Inc., Network One Services,  
27 Inc., 411TXT, Inc., CELL-INFO-USA, INC.,  
28 Enhanced Billing Services, Inc., Toll Free  
Connect, Inc., Cripple Creek Holdings, LLC,  
Built to Last, LLC, Not Fade Away, LLC, He's  
Gone, LLC, The Other One, LLC, Turn on  
Your Love Light, LLC, China Cat Sunflower,  
LLC, Lazy River Road Holdings, LLC,  
Defendant.

Adv. Proc. No. 07-05156

**ORDER GRANTING MOTION FOR  
PRELIMINARY INJUNCTION**

1       The Court having previously issued an order to show cause re preliminary injunction in  
 2 connection with the motion filed by The Billing Resource, dba Integretel ("Integretel") herein,  
 3 held a hearing thereon on October 17, 2007, considered the pleadings and submissions of counsel  
 4 for the parties, and issued its Memorandum Decision re Order to Show Cause re Preliminary  
 5 Injunction on November 2, 2007, which set forth the Court's findings of fact and conclusions of  
 6 law pertaining hereto, and GOOD CAUSE APPEARING, it is hereby ordered as follows:

7       1.       The Federal Trade Commission and its officers, agents, servants, employees and  
 8 attorneys, and those in active concert or participation with them, are restrained and enjoined  
 9 through and including March 14, 2008 from pursuing or prosecuting any claims against Integretel  
 10 in that certain action captioned Federal Trade Commission v. Nationwide Connections, Inc., et al.,  
 11 Case No. 06-80180-Civ-Ryskamp (the 'Florida Action') pending in the United States District  
 12 Court for the Southern District of Florida (the "Florida Court"). On March 7, 2008 at 1:00 p.m.,  
 13 the Court will hold a further hearing on whether this preliminary injunction shall remain in effect  
 14 beyond March 14, 2008. Any supplemental papers in support of continuing the preliminary  
 15 injunction of the Enforcement Action after March 14, 2008 shall be filed and served by February  
 16 22, 2008. Any opposition shall be filed by February 29, 2008. Either the Federal Trade  
 17 Commission or Integretel may request before March 7, 2008 that the preliminary injunction be  
 18 lifted for good cause based on facts that are not currently before this Court. The injunction issued  
 19 herein does not affect or restrain the parties from prosecuting and responding to appeals filed by  
 20 Integretel from orders issued by the Florida Court;

21       2.       Integretel's motion in respect of David R. Chase, the Receiver appointed in the  
 22 Florida Action, is denied without prejudice based upon the October 17, 2007 order of the Eleventh  
 23 Circuit in *FTC, et al. v. The Billing Resource*, No. 07-14531-E (11th Cir.), that temporarily  
 24 granted, pending further order of the Eleventh Circuit, Integretel's motion for a stay pending  
 25 appeal. In the event that the Eleventh Circuit's temporary stay pending appeal is lifted, then any  
 26 party may request further relief from this Court for good cause shown;

27       3.       Integretel's request for authority to unblock the debtor-in-possession account into  
 28 which it previously deposited \$1,762,762.56 (the "Blocked Account") and use the monies therein

1 is denied without prejudice through December 14, 2007. On December 7, 2007 at 10:00 a.m., the  
2 Court will hold a further hearing on whether to unblock the Blocked Account as of December 14,  
3 2007. Any supplemental papers in support of unblocking the Blocked Account at that time shall  
4 be filed and served by November 27, 2007. Any opposition shall be filed by December 3, 2007.  
5 Any party may request that the Blocked Account be unblocked prior to that time for good cause  
6 shown based on facts that are not currently before this Court; and

7       4.      The Federal Trade Commission's motion for a stay of this preliminary injunction  
8 pending its intended appeal of this order, made orally at the hearing hereon on November 2, 2007,  
9 is denied.

\*\* END OF ORDER \*\*

11 | Approved as to form:

## 12 | WILLIAM BLUMENTHAL General Counsel

15 By: /s/ Michael Mora  
16 Michael Mora  
17 John Andrew Singer  
18 Attorneys for the Federal Trade Commission

18 | DANNING, GILL, DIAMOND & KOLLITZ, LLP

20 By: /s/ Walter K. Oetzell  
21 Walter K. Oetzell  
22 Attorneys for David R. Chase,  
As Receiver

1 COURT SERVICE LIST2 Office of the U.S. Trustee

Office of the U.S. Trustee  
 3 Attn: John Wesolowski, Esq.  
 280 South First Street, Room 268  
 4 San Jose, CA 95113

5 The Billing Resource dba Integretel

The Billing Resource dba Integretel  
 6 Attn: Ken Dawson  
 5883 Rue Ferrari  
 7 San Jose, CA 95138

8 Counsel for The Billing Resource dba Integretel

Sheppard, Mullin, Richter & Hampton LLP  
 9 Attn: Michael H. Ahrens, Esq.  
 4 Embarcadero Center, 17<sup>th</sup> Floor  
 10 San Francisco, CA 94111-4106

11 David R. Chase, Receiver

David R. Chase, Receiver for Access One Communications,  
 12 Inc. and Network One Services, Inc.  
 David R. Chase, P.A.  
 13 Wachovia Center-Penthouse  
 1909 Tyler Street  
 14 Hollywood, FL 33020

15 Counsel for the Receiver David R. Chase

Jeffrey C. Schneider, Esq.  
 16 Michelle T. Visiedo, Esq.  
 Tew Cardenas LLP  
 17 Four Seasons Tower – 15th Floor  
 1441 Brickell Avenue  
 18 Miami, FL 33131

19 Counsel for the Receiver David R. Chase

Walter Oetzell, Esq.  
 20 Danning, Gill, Diamond & Kollitz, LLP  
 2029 Century Park East, Third Floor  
 21 Los Angeles, CA 90067-2904

22 Counsel for the Federal Trade Commission

Laura M. Kim, Esq.  
 23 Michael J. Davis, Esq.  
 Collot Guerard, Esq.  
 24 Federal Trade Commission  
 600 Pennsylvania Avenue, NW, Room 286  
 25 Washington, DC 20580

26 Federal Trade Commission

Associate Director, Division of Marketing Practices  
 27 Federal Trade Commission, H-238  
 600 Pennsylvania Avenue, N.W.

1 Washington, D.C. 20580

2 Proposed Counsel for the Official Unsecured Creditors Committee

3 John Fiero, Esq.

4 Maxim Litvak, Esq.

5 Pachulski, Stang, Ziehl & Jones

6 150 California Street

7 15th Floor

8 San Francisco, CA 94111-4500

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28